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UNITED STATES OF AMERICA

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

TEMOOR SHAH OMARI and WAJMA)
FAKHREE OMARI, d/b/a EZ STOP FOOD)
MARKET,)
Plaintiffs,)
v.)
UNITED STATES OF AMERICA,)
Defendant.)

No. C 12-1592 MEJ

**STIPULATION AND [PROPOSED]
PROTECTIVE ORDER RE:
CONFIDENTIAL INFORMATION TO
BE PRODUCED BY DEFENDANT**

Subject to the approval of this Court, the parties hereby stipulate to the following protective order:

The parties agree that entry of the following protective order is necessary in order to protect the confidential personal information of Supplemental Nutrition Assistance Program

1 ("SNAP") recipients, such as their names, home addresses and social security numbers, and/or
2 the confidential proprietary information of retail markets participating in SNAP. The parties
3 therefore request that the Court enter the following stipulated protective order.

4 **STIPULATED PROTECTIVE ORDER**

5 All documents and electronically stored information produced by defendant in this action
6 which are designated in writing as being "Produced Under Protective Order" (the "Protected
7 Documents") shall be subject to the following restrictions:

8 1. All information therein shall be used only for the purpose of this litigation and not
9 for any other purpose;

10 2. No information therein shall be disclosed to anyone other than (a) the attorneys
11 employed by plaintiff and its staff; (b) the parties; (c) actual or potential third-party witnesses; (d)
12 outside experts or consultants retained by any of the parties or their counsel for purposes of this
13 litigation; (e) the Court in further proceedings herein; (f) stenographic deposition reporters; and
14 (g) other persons upon whom the parties mutually agree in writing;

15 3. There shall be no reproduction of the Protected Documents except that, as
16 required by the litigation, copies, excerpts, or summaries may be shown to those authorized in
17 Paragraph 2;

18 4. Except as otherwise provided in Paragraphs 2 and 3, all of the Protected
19 Documents produced to plaintiffs shall remain in the custody of plaintiffs' attorneys of record
20 during the pendency of the litigation;

21 5. No later than thirty (30) days after final determination of this litigation, including
22 any appeals, plaintiffs' attorneys shall destroy or return to defendant's counsel all of the
23 Protected Documents produced to plaintiffs, including any copies, extracts or summaries thereof.
24 If the Protected Documents are destroyed, plaintiffs' attorneys shall so notify defendant's counsel
25 in writing within seven (7) days of the destruction. Notwithstanding this paragraph, however,
26 plaintiffs' attorneys may retain one copy of each pleading and other document filed with the
27 Court that contains any Protected Document; and

28 6. This Stipulation and Protective Order is without prejudice to the right of any party

1 to seek modification of it from the Court. It shall remain in effect until such time as it is
2 modified, amended or rescinded by the Court and shall survive termination of this action. The
3 Court shall have continuing jurisdiction to modify, amend, rescind or enforce this Stipulation and
4 Protective Order notwithstanding the termination of this action.

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DATED: July 6, 2012

By: /s/
Robin K. Perkins
Natalia Asbill
Attorneys for Plaintiffs

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MELINDA L. HAAG
United States Attorney

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DATED: July 6, 2012

By: /s/
NEILL T. TSENG
Assistant United States Attorney
Attorneys for Defendant

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PURSUANT TO STIPULATION, IT IS SO ORDERED:

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DATED: July 6, 2012


HONORABLE MARIA-ELENA JAMES
UNITED STATES MAGISTRATE CHIEF JUDGE

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